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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|---------------------------------|-------------------------------------|----------------------|-----------------------|------------------|
| 10/666,900 | 09/18/2003 | William F. McKay | 4002-3376/PC445.00 | 8517 |
| | 7590 12/10/2007 EMHARDT MORIARTY | , MCNETT & HENRY LLP | EXAMINER | |
| 111 MONUMENT CIRCLE, SUITE 3700 | | | PELLEGRINO, BRIAN E | |
| INDIANAPOL | IS, IN 46204-5137 | | ART UNIT PAPER NUMBER | |
| | | | 3738 | |
| | | | | |
| | • | | MAIL DATE | DELIVERY MODE |
| | | | 12/10/2007 | PAPER |

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

| | Application No. | Applicant(s) | | | | |
|---|----------------------------|---------------------|--|--|--|--|
| Interview Summary | 10/666,900 | MCKAY ET AL. | | | | |
| interview Summary | Examiner | Art Unit | | | | |
| | Brian E. Pellegrino | 3738 | | | | |
| All participants (applicant, applicant's representative, PTO | personnel): | | | | | |
| (1) <u>Brian E. Pellegrino</u> . | (3) | | | | | |
| (2) <u>Timothy Thomas</u> . | (4) | | | | | |
| Date of Interview: <u>05 December 2007</u> . | | | | | | |
| Type: a)⊠ Telephonic b)□ Video Conference c)□ Personal [copy given to: 1)□ applicant 2)□ applicant's representative] | | | | | | |
| Exhibit shown or demonstration conducted: d) Yes If Yes, brief description: | e) No. | | | | | |
| Claim(s) discussed: 27 and 42. | | | | | | |
| Identification of prior art discussed: <u>Lambrecht</u> . | | | | | | |
| Agreement with respect to the claims f) was reached. | g)□ was not reached. h)⊠ N | N/A. | | | | |
| Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Applicant's representative proposed amending the method claim 27 to recite that the implant was folded with a plurality or multiple number of folds. It appeared that this would overcome the rejection of record. Applicant's representative proposed adding functional language to claim 42, but the Examiner stated that the prior art was capable of the function and no agreement was reached. (A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims | | | | | | |
| allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.) | | | | | | |
| THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet. | | | | | | |
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| Examiner Note: You must sign this form unless it is an Attachment to a signed Office action. | Brown Per Examiner's sign | nature, if required | | | | |